UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

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) Case No. 05-11594 RCL
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) Honorable Reginald C. Lindsay
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NOTICE OF APPEARANCE

Please enter the appearance of Edward P. Leibensperger, of McDermott Will & Emery,
28 State Street, Boston, Massachusetts, on behalf of defendant, President and Fellows of Harvard
College, in the above-referenced matter.

Respectfully submitted,

PRESIDENT AND FELLOWS OF HARVARD COLLEGE

By: /s/ Edward P. Leibensperger
Edward P. Leibensperger (BBO #292620)
Melissa L. Nott (BBO #654546)
MCDERMOTT WILL & EMERY LLP
28 State Street
Boston, Massachusetts 02109
(617) 535-4000

Dated: September 2, 2005

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of September, 2005, a true and correct copy of this Notice of Appearance was served on all counsel of record in this matter.

By Facsimile

Lisa DeBrosse Johnson, Esq. The Pilot House Lewis Wharf Boston, Massachusetts 02110 617-854-3740 617-854-3743 (facsimile)

By CM/ECF

Douglas A. Robertson, Esq. Martin, Magnuson, McCarthy & Kenney 101 Merrimac Street Boston, Massachusetts 02114 617-227-3240 ext. 315 drobertson@mmmk.com Counsel for John J. Gentile

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By United States Mail

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By CM/ECF

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/s/ Melissa L. Nott Melissa L. Nott